IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

TUESDAY, THE 11TH DECEMBER 2007 / 20TH AGRAHAYANA 1929

## WP(C).No. 36475 of 2007(P)

PETITIONER:
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K.ABDULLA, S/O KALATHINGAL
MUHAMMED KUTTY HAJI, AGED 44 YEARS,
KOLATHINGAL HOUSE, VERUMPILAKKAL,
KADANNAMANNA, MANKADA P.O.,
MALAPPURAM DIST.

BY ADV. SRI.K.M.SATHYANATHA MENON
SMT.S.SMITHA (PARAKKAL)

RESPONDENTS:
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1. THE SPECIAL DEPUTY TAHSILDAR(RR),
K.S.F.E. LTD., PALAKKAD II BRANCH,
P.B.NO.46, OPP. AROMA THEATRE,
PALAKKAD-1.

2. THE CHAIRMAN, KSFE LTD.,
THRISSUR.

3. THE MANAGER, KSFE LTD.,
MAJERI BRANCH.

BY ADV.SRI.T.NAVEEN -SC FOR KSFE

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 11/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

# V.GIRI, J.

**W.P.(C).No.36475 of 2007 P**

**Dated this the 11th day of December, 2007.**

## JUDGMENT

Petitioner subscribed to a chit conducted by the 3rd respondent. After having prized the chit, he received the prize amount. Apparently, as a security for receipt of the said amount, four persons, who posed themselves as Government employees, gave their salary certificates and with their aid, the petitioner received part of the prize amount. Apparently, there was default in repayment of the amount which was received. Revenue recovery steps were, therefore, initiated by the Kerala State Financial Enterprises.

2. Exts.P6 and P6(a) are notices of attachment of the movables under the Revenue Recovery Act. Petitioner now seeks settlement of the dues and has filed Ext.P8 for that purpose before the 2nd respondent.

3. I heard learned standing counsel for the 2nd respondent. He submits that after considering

Ext.P8, as stated in the recovery notice, there is a proposal for sale of the attached property as per Ext.P7.

In the circumstances, the writ petition is disposed of directing the respondents to hear the petitioner and pass an order fixing a repayment schedule. This shall be done within a period of two months from the date of receipt of a copy of this judgment. Enforcement of Ext.P7 shall be kept in abeyance, provided the petitioner remits Rs.50,000/- with four weeks from today.

Sd/-
**(V.GIRI)**
**JUDGE**

sk/

**//true copy//**

P.S. To Judge